

**UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA**

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|----------------------------------|---|-------------------------------|
| KENNETH ASHFORD, | : | CIVIL ACTION NO. 3:CV-15-2166 |
| | : | |
| Plaintiff | : | (Judge Nealon) |
| | : | |
| v. | : | |
| | : | |
| THOMAS H. KELLY, <u>et al.</u> , | : | |
| | : | |
| Defendants | : | |

ORDER

**AND NOW, THIS 16th DAY OF NOVEMBER 2015, IT IS HEREBY
ORDERED THAT:**

1. Plaintiff's complaint is **DISMISSED** without prejudice under 28 U.S.C. § 1915(e)(2)(B)(ii) and 28 U.S.C. § 1915A.
2. The Clerk of Court is directed to **CLOSE** this case.
3. Any appeal from this order will be deemed frivolous, not taken in good faith and lacking probable cause.

/s/ William J. Nealon
United States District Judge